GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Forest Department – Sri Md. Khamruddin, Deputy Range Officer – Inclusion in the panel of Forest Section Officers fit for promotion to the post of Deputy Range Officer in the panel year 2008-09 and notional promotion with retrospective effect from 06.06.2009, on par with his juniors, in relaxation of rules – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.V) DEPARTMENT

G.O.MS.No. 89 Dated: 28-08-2018.

Read the following:-

1) From the Principal Chief Conservator of Forests (HoFF), A.P., Letter Ref.No.1237/2017/HR-2, dated 14.07.2017.
2) Memo.No.3135/Sec.V/2017-1, Environment, Forests, Science & Technology Department, dated 17.10.2017.
3) From the Principal Chief Conservator of Forests (HoFF), A.P., letter Ref.No.1237/2017/HR-1, dated 29.07.2018.

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ORDER:

In the reference first read above, the Principal Chief Conservator of Forests (HoFF), Andhra Pradesh has stated that the name of Sri Md. Khamruddin, Forest Section Officer was not considered for promotion to the category of Deputy Range Officer during the panel year 2008-09 to 2014-15 due to pendency of disciplinary case against him and his juniors were promoted. Based on the findings of the Inquiring Authority and orders of High Court in Writ Petitions filed by some of the charged officers, Government have decided to drop further action against all the charged officers and accordingly issued orders vide Memo.No.3654/For.IV/A1/2002-11, Environment, Forests, Science & Technology Department, dated 23.05.2014. His immediate junior Sri M.V.V.S. Trinad Prasad, Forest Section Officer was promoted to the category of Deputy Range Officer with effect from 06.06.2009 in the panel year 2008-09 and in all 12 Forest Section Officers who are juniors to Sri Md. Khamruddin, Forest Section Officer were promoted to the category Deputy Range Officer during the panel years 2008-09 to 2014-15. The Principal Chief Conservator of Forests (HoFF), Andhra Pradesh has requested to review the panel of Forest Section Officers fit for promotion to the category of Deputy Range Officers for the year 2008-09, to include the name of Sri Md. Khamruddin and to consider his case for retrospective promotion with effect from 06.06.2009, on par with his immediate junior Sri M.V.V.S. Trinad Prasad.

2. After careful examination of the matter, Government, in exercise of the powers conferred under rule 24 of the Andhra Pradesh State and Subordinate Service Rules, 1996, have decided to review the panel of Forest Section Officers fit for promotion to the category of Deputy Range Officers for the panel year 2008-09 to include the name of Sri Md. Khamruddin by following due procedure. Accordingly, in the reference second read above, Government have issued instructions to the Principal Chief Conservator of Forests (HoFF), Andhra Pradesh to place the matter before the Review DPC, for inclusion of the name of Sri Md. Khamruddin in the panel for promotion to the category of Deputy Range Officers for the panel year 2008-09, issue show cause notices to the candidates who are likely to be affected, for making representation against the proposed revision and send the proposal along with his specific remarks in the matter.

(P.T.O)

3. In the reference third read above, the Principal Chief Conservator of Forests (HoFF), Andhra Pradesh has informed that in compliance with the directions of the Government, show cause notices have been issued to 30 persons likely to be affected due the revision of seniority of Sri Md. Khamruddin, Deputy Range Officer with effect from 06.06.2009 during the panel year 2008-09. Out of them, two Deputy Range Officers, namely (1) Sri M.V.V.S. Trinad Prasad and (2) Sri Md. N.A. Abbas have raised the objections, stating that Sri Md. Khamruddin joined in the category of Deputy Range Officer on 16.05.2016 and commenced his probation from that date only.

4. On the said objection, the Principal Chief Conservator of Forests (HoFF), Andhra Pradesh has stated that at the time of preparation of panel for the year 2008-09, Sri Md. Khamruddin is at serial number (17) and Sri M.V.V.S. Trinad Prasad was at serial number (18) of the seniority list of Forest Section Officers. The name of Sri Md. Khamruddin was not considered for promotion, in view of the pendency of disciplinary proceedings in two cases against him. The cases have been dropped by the Government vide orders dated 20.08.2011 and 23.05.2014, respectively. The objections raised by them will not apply to this case and not sustainable. If Sri Md. Khamruddin is awarded with any punishment then he will be eligible for promotion on completion of punishment period only in the subsequent panel and his probation may commence in the higher cadre after joining. Here it is not out of place to mention that the Articles of Charge issued to him were dropped and no adversity is against him. Hence, his case was considered for promotion notionally. As such the objection raised in the representation is not tenable. The Principal Chief Conservator of Forests (HoFF), Andhra Pradesh has requested to issue suitable orders in the matter.

5. After careful examination, Government have decided to confirm the provisional decision to include the name of Sri Md. Khamruddin, Forest Section Officer in the panel of Deputy Range Officers for the panel year 2008-09 and to promote him notionally with effect from 06.06.2009, by place him above Sri M.V.V.S. Trinad Prasad. Accordingly, Government hereby order that Sri Md. Khamruddin shall be promoted to the category of Deputy Range Officer notionally, with retrospective effect from 06.06.2009, by including his name in the panel year 2008-09, on par with his immediate junior Sri M.V.V.S. Trinad Prasad, in relaxation of rule 33 (a) of A.P. State and Subordinate Service Rules, 1996.

6. The objections of Sri M.V.V.S. Trinad Prasad and Sri Md. N.A. Abbas are disposed of for the reasons mentioned at para-4 above.

7. The Principal Chief Conservator of Forests (HoFF), Andhra Pradesh shall take further action in the matter, accordingly.

(BY ORDRER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (HoFF), Andhra Pradesh, Guntur.
Copy to:
The individual concerned (through the Principal Chief Conservator of Forests (HoFF)), Andhra Pradesh, Guntur.
The P.S. to M (EFS & T).
The P.S. to Principal Secretary to Government, E.F.S. & T. Department.

//FORWARDED::BY ORDER//
SECTION OFFICER